G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1907
( Mysore )

File No. 214

Serial Nos. ~~211~~ 1-5

# Papers Filed.

*Month* March 1908

SUBJECT.

Construction of a Siva temple at Tiptur

PREVIOUS REFERENCES. LATER REFERENCES.

MUZRAI SECRETARIAT.

OFFICE NOTE.

File No.

SUBJECT.

the construction of a Siva temple at Tiptur.

From

The Deputy Commissioner, Tumkur District

Letter No. 17, Dated 9th July 1907.

In June 1907, one Sahukara Swigri Nanjappa of Tiptur applied to the Amildar of Tiptur, praying for permission to construct a new Siva temple as per sketch submitted by him and N.T. on a building site at Tiptur purchased by him at an auction sale held by Govt a few years ago.

The Deputy Commissioner reports that the site is situated at a distance of 180 yds from the S. M. Railway Goods Shed and 20 yds from the Pu-

File No. of Muzrai Secretariat.

He further states that the whole town of Uptur adjoins the Railway line and that many houses already stand in a line by the side of the site The Amildar and the Assistant Commissioner report that the temple and the shops when built will cause no inconvenience either to the Railway line or to the station. The Deputy Commissioner says that he has made the reference because of Rule 47 clause (b) of the Mysore Land Revenue Rules.

That rule runs as follows:-

47. Occupancies of building sites shall ordinarily be disposed of without ~~loss~~ reserving an annual ground-rent, the amount of which should be regulated by the value of the site, provided that

(a) × × ×

(b) the occupancy of land near a Railway station and within such distance from it as may from time to time be fixed by rule or in any situation where it is likely to become valuable or to be required for any public purpose shall not be disposed of for long periods, and the occupancy of land near a railway station

GOB—2000—13-2-05

Page ( 3 )

Muzrai Secretariat. File No. of 190

shall not be disposed of either temporarily or permanently without the previous sanction of the Govt nor while the line is under construction without first consulting the railway authorities

(c) × ×

Sub-rule

Whatever orders may have been issued in the matter, they have to be viewed after consulting the Railway authorities, & such orders will have to be issued for the future. The reference will therefore be transferred to ~~Secretariat~~ for disposal. the P.W.D. Secretariat

67.

to the 2nd Councillor

Chamberlain
30/7/07

28/31/7/07 Rule 47 refers to disposal of occupancies of buildings

GPB—3,000—22-6 06

GPB—3,000—22-6 06

sites near a Railway station. The site in question already belongs to Sangh. Nanjappa and there is no question regarding its disposal by Govt.

The site is apparently within municipal limits & therefore Gen. Tana no reference to Railway authorities is necessary. The man may be permitted to build the Temple & shops with the approval of the Municipal Council.

Before issuing orders, please refer this case to Branch I for a note on the question raised viz the applicability of rule 47 to the present case [illegible]

31/7/07 (Vide 7257/107) 2nd Councillor

Muzrai Secretariat. File No. of 190

Ig 3.8.07
No. 6107 / 31.7.1907
(Encl: Dep. Commr's letter with enc.s)

~~687~~
Rev.

Forwarded to the Secretary to Govt, General & Revenue Depts, for favour of complying with the request of the Second Councillor recorded on the preceding page.

By Order

L Ananda Sami Rao

Secty, Muzrai Dept

Bangalore
31/7/07

No-on R29 & 3.8.07

The land on which the temple is proposed to be built by Singri Nanjappa is already in his possession and is within the limits of Gavadana of the Tiptur town. Rule 47 of the Land Rev Rules refers only to the disposal of unoccupied lands or lands at the disposal of Govt, and therefore the previous sanction of Govt under that rules is unnecessary.

5/8/07

~~In certain instances though a land~~

File No. of 190 | Muzrai Secretariat.

12]
and Revenue
Secretariat.

File No. (6) of 190

Serial No.

W. 6th: 29
of 3-8-07

Forwarded to the Secretary Inter Dept
B 6
Pol & S Dept
for Secretary

NIRMAT
654
7/8/07
SURVEYOR

Submitted with 2 printed orders
Ship R - one Municipal Reg: No 714 of 6th June 1893 -
Ship S and another General Reg: No 9200-7 of 6th Dec: 1894 - In the 18th Reg the late Chief Commrs Cir: No 2528-72 of 22nd August 1871 is published from which it will be observed that the District Officer has the power to give sanction to the erection of a place of worship on any public street or thoroughfare, and in the order, general principles are laid down, & the whole of the order has been generally made applicable to all new places of worship - vide the 2nd order of the 6th Dec: 1894.

Submitted for orders.

8/8/1907

Municipal Secretary's Remarks

Resubmitted to the 2nd Councillor with the Remarks of the Revenue Branch recorded on page 5 above

The file may be forwarded to the Revenue Secretariat for issue of the

NOTE—Contn. sheet

GPB—50,000 25-2-07

needful orders, as it seems appropriate that they should be issued from that Secretariat

206 Subd to 2nd Councillor

14 11 07

This may be done

Early Cleary

KPN
14/11/07

EL 14/11/07

File No.  of 190  Muzrai Secretariat.

MGCPB—2,500—1-8-05.

G.R.S. 11]

1907.

GENERAL AND REVENUE SECRETARIAT

( ~~Lauder~~ ).
Murray

NOTES.

214-07
File. No. ~~244-07~~

FILE HEADING.

Construction of a Siva Temple at Tiptur in the Tumkur Distt

From

The Munz-ni-Secy to Govt.

No. 2344 Dated 18-11-07 Received 20-11-07

| Diary No. 41 | Enclos, 1/- | Spare Copies. | Serial No. |
|---|---|---|---|

BRIEF ABSTRACT OF LETTER.

Forwa to Tumkur D.C. regarding the Sd 9.7.07 ~~for~~ Solicit ... [illegible]

NOTES AND ORDERS.

Fls. 7

The Dy Commrs letter and the Munz-ni Secy's Office note explains the facts of the case fully. The 2nd Councillor has approved of the Construction and ~~to the Office note~~

NOTES—First sheet

GPP—30,000—20-3-06

Land Revenue Secretariat.

File No. 214 of 1907

Serial No.

~~of the Municipal Secretariat~~ and ~~he~~ directs that the order of Secretariat may be issued from the Genl & Rev Secrets, Rev Branch. Draft according Secretariat ~~Proceedings~~ is submitted for approval

Seen
22/10/07

I suppose the sanction is wanted M.V. under the Port Trusts of 1894 than under the Land Rev Code & Rules. So far as the L.R. Code & Rules are concerned no permission is necessary as the land is already a building site in private holding. Since the land is within municipal limits the permission of the M.C. will have to be obtained by the builder & that is from the Municipality.

So far as regards the Order of 1894, it is meant to regulate the erection of places of public worship so as to prevent breaches of the peace due to religious differences & prejudices. It does not appear

Note.—Contn sheet.

GPB—50 000—17-3-07

Serial No.

that the matter has been considered from this point of view. The proposed temple adjoins the ~~road~~ public street on the north & west as shown in the plan, but the boundary on the east is not clearly shown.

There is nothing to show whether there are ~~any~~ other ~~other~~ temples, mosques or ~~other~~ places of worship in the neighbourhood & whether the erection of this temple would not interfere with the rights of other Sectarians & lead to conflict. It seems time that ~~further~~ Govt should be satisfied on this point before permission is granted for the construction of the temple. Such further inquiry may I think be properly be made by the Municipality.

25/11

Allright. I hope no more delay will take place in according sanction

Received 28/11/07

Draft early 28/11/07

Issue the draft 29/11/07

Note continued

The Deputy Commissioner was accordingly written to

That officer reports in reply that (per inner disposal) the question of constructing the Siva temple on the proposed site was placed before the Municipal Council of the Tuticorin Town Municipality in their meeting held on the 30th December last and submits a copy of their resolution permitting the Construction of the said temple. That officer further states that as there are no other temples, Mosques, or places of worship in the vicinity of the proposed site, the construction of the temple thereon will not lead to any conflict or interference with the rights of the other Sectarians and recommends that permission may be granted for the construction of the temple as proposed by Singer Ramiappa

Submitted for orders

Please find draft of order herewith

4/3/08

AW 2/3/08

GPB—3,000—22-6-06 3/3/08

| File No. | of 190 | Muzrai Secretariat |
|---|---|---|

351

Submitted to the 2nd Councillor with a draft order for approval

Thanthalamuthu
13/3/1908

Approved
13/3/08

Recd 13/3/08

Issued 13/3/08

08

214-07-SL1 1907-08

From The Deputy Commr
Tinnevelly Distt

To The Secy to the Govt of
Madras Revenue Dept

Dated 9th
Despatched Do } July 1907
Received
General No.
No. 17.

Enclosure No. 1 and a file of 47 papers

10/7/07

Soliciting orders
in re the Construction
of a new Siva temple
by Singara Nadayappa
at Tiptur Town.

Deputy Commissioner's Office
Tumkur District

Dated, Tumkur, 9th July 1907.

From

K. Doraiswami Iyer Esqr
Deputy Commissioner
Tumkur District

To

N. Ahanteswami Rao Esqr Bcl
Secretary to the Government of
H.H. the Maha Rajah of Mysore,
Miscellaneous Department.
Bangalore.

Sir,

I have the honor to state that one Singre Nanjappa of Tiptur intends to build in the town of Tiptur a new Siva temple and for its benefit a few shops also within its premises, and prays for permission to do so. The place selected for the purpose is a building site held by the applicant. It is situate at a distance of 180 yards from the Southern Mahratta Railway Goods shed and 20 yards from the Railway Line. The whole

of Tiptur adjoins the Railway line. By the side of this site stand already many houses in a line with it. The Amildar of the Tiptur Taluk and the Assistant Commissioner in charge of the Gubbi Sub Division report that the temple and shops when built will cause no inconvenience either to the Railway Line or to the Station.

A rough sketch of the temple and shops proposed to be built together with the vernacular papers relating to the subject are annexed hereto. The reference is made because of Rule 47 Clause b of the Mysore Land Revenue Rules

I have the honor to be,

Sir,

Your Most obedient Servant

M. Srinivasa Iyengar

For Deputy Commissioner

Confdl 214-07-2

Earlier

# Memo

Letter no 17 dy 9th Jany 1907 from the dy Commr Tumkur Dt soliciting orders regarding the construction of a new Siva temple by Sriyut Nanjappa at Tiptur town together with the Mysore Secretariat Office note and the 2nd Councillor's order thereon, is forwarded to the Legr Depts Govt & other depts for favour of issuing the needful orders and returning the Mysore Secretariat papers when done with.

By order

14/1/07

Draft)

Legislative Asst

14/1/07

Draft as per Cr's orders

Murrai

214-07-3

To

The Deputy Commissioner,

Tumkur District.

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Sir,

I am directed to acknowledge receipt of your letter No. 17, dated 9th July 1907, soliciting sanction under clause (b) of Rule 47 of the Land Revenue Rules for constructing a new Swâmi temple and a few shops within its premises in Tiptur Town on Sirgavanjaffa on a site belonging thereto near the Railway Station.

2. In the letter under reply it is represented that the site selected for the construction of the temple is situated at a distance of 180 yds from the S. M. Railway Goods shed and 20 yds

To Collector
Bijapur

No 259/10/29.11.07
Enclosure

from the Railway line, that the whole town of Tiptur adjoins the line and that many houses are already existing in a line by the side of the said site, and that therefore the temple and shops, when constructed will cause no inconvenience either to the Railway line or to the Station.

3. With reference to the above, I am directed to observe that Rule 47. cl.(6) of the Land Revenue Rules refers only to the disposal of occupancies of building sites near a Railway Station. The site on which the temple we are proposed to be constructed is however stated to belong to Sivaswamiappa. There is therefore no question regarding its disposal by Govt, and the rule referred to does not apply to the present case. The site being apparently situated within the Municipal limits and therefore Gram-Tana permission of the Municipal Council

Should be obtained by Sangiranjappa for the construction in question -

4. In this connection, I am directed to invite attention to Govt Pro. No. (Mudras) 914 Mudras 5-7-92, and (General) 9200-7, dated 6th June 1893 and 6th December 1894 respectively regulating the erection of places of public worship, so as to prevent breaches of the peace due to religious differences and prejudices. It does not appear from your letter under reply that the matter has been considered from this point of view - The proposed temple is observed from the plan to adjoin the public street on the North and West but its boundary on the east is not clearly shown. You are therefore

directed to request that you will
be so good as to report whether
there are any other temples, mosques
or places of worship in the neighbourhood
and whether the erection of the
proposed temple would not interfere
with the rights of other sectarians
and ~~to~~ to ~~avoid~~ conflict, in view
to enable Govt to pass final orders
in the matter of granting permission
for the construction of the temple re
as prayed for by Sivánanjappa -

5. A very early reply is requested.

6. The Vernacular records are ret'd herewith & refer & research

I have re,

(Cés order)

29/11/04

Secretary.

214-07-4
190

From
The Deputy Commissioner
Trichinopoly District

To
The Secretary to Government
Muzrai Department

Dated 6th February 1908
Despatched 7th
Received
General No. 400
No.

Enclosure No. one file

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Requesting that permission may be granted for the construction of a new Siva temple at Siruthur by Singeri Nanjappa for reasons stated

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MYSORE GOVERNMENT
3211
MUZRAI SECRETARIAT
11/2/08

XX AV
Please continue note & ans[wer]
10/2/08
by 11/2/08

Office of the Deputy Commissioner
Tumkur District
Dated the 6th February 1908

From

K. Doraswami Iyer Esq
Deputy Commissioner
Tumkur District

To,

L. Anantasami Rao Esq B.A.
Secretary to Government of His
Highness the Maharaja of Mysore
Muzrai Department

Sir,

With reference to your letter
no 25-91, dated 29th November 1907,
requiring additional information
in re the construction of a new
Siva temple at Diptur by one Singri
Nanjappa, I have the honor to state
that the question of constructing
the Siva temple on the proposed site
was placed before the Municipal
Council of the Diptur Town muni-
cipality in their meeting held on
the 30th December 1907 and a copy of

resolution permitting the construction of the said temple is enclosed in the accompanying file of Vernacular papers.

2. As it is reported that there are no other temples, mosques or places of worship in the vicinity of the proposed site, the construction of the temple thereon will not lead to any conflict or interference with the rights of the other sectarians - It is therefore requested that permission may be granted for the construction of the temple as prayed for by Singri Wanjaffar.

I have the honor to be,
Sir,
your most obedient servant

H. Seethatlu
For Deputy Commissioner

HRD

16/3

Dft. for approval

Mourgnai

214-07-5

Appd by C.E.
Issue Gl
13/2/08

Read;

Govt. Secs. no 9200-7
G 2167

dated 6th December 1894 laying down certain rules regulating the erection of places of public worship of any religious persuasion whatsoever.

Correspondence ending with letter no. 400 dated 6th February 1908 from the Dy. Commr., Pondicherry Divn, reporting on the construction of a new Siva temple made at Ziptur by Singeri Ranjappa.^

No. H/122-35/ 19.3.08.
Encl: on file

^ unofficial memo dated 29th November 1907 from the Secty. Govt. to Govt. Secs. Rev. Depts. on the subject.

Order thereon no. Dy.

The Dy. Commissioner reports in the correspondence

read above, that in June 1907
one Sahukar Singeri Nanjappa
of Tiptur applies to the
Amildar of Tiptur praying
for permission to construct
a new Siva temple and
shops as per sketch
submitted by him, on a
building site at Tiptur
purchased by him at an
auction sale held by
Govt a few years ago.
The Dy Commissioner
reports that the site
is situated at a distance of
180 yards from the S.M. Railway
goods shed and 20 yards
from the Railway line,
that the whole town of
Tiptur adjoins the Railway
line and that many
houses already stand
in a line by the side

of the site. It also represented that the temple and the shops when ~~built~~ built will cause no inconvenience to the Railway line or to the Stations. The D/Commr. states that ~~no further reference~~ he made the reference because ~~there is no clear~~ of Rule 47, Cl. B of the ~~the reference because of~~ Moore's L.R. ~~Code~~ Rules. ~~Rule 47 Cl (B) of the Right Land & Revenue Rules.~~ On a subsequent communication from this office ~~forwarding~~ inviting the Dy. Commrs. attention to the circular order of 1894 read above, that officer reports that there are no other temples, mosques or places of worship in the vicinity of the proposed site, that the construction of the temple thereon will not lead to any conflict

of ce with the
rights of the other
Restarians and also that
the question of constructing
the temple on the proposed
site situated within
municipal limits, was
placed before the municipal
council of the Jiptur
town ~~Municipality~~
in their meeting held
on the 30th Dec. 1907
and ~~in~~ submitting their resolution
permitting the construction
of the ~~said~~ temple.
~~that officer~~ solicits ~~permission~~ sanction to the proposed construction

2) The Govt observe of the Siva temple
47 d(B)
that Rule of the land
Rev Rules refers only
to the disposal of un-
occupied lands or lands
at the disposal of Govt.
As the land in question
is already a building

site in private holding. The previous sanction of Govt under the above rule is unnecessary. As it is reported that many huts houses are already ~~existing~~ in a line ~~by the side of~~ the said site and that the temple and shops, when constructed will cause no inconvenience either to the Rly. line or to the Station and that it is already in the possession of Singri Ranjappa, no reference to Rly. authority is necessary. The Tiptur town municipality within whose limits the site is situated have no objection to the proposed construction of the Siva temple thereon. It is also reported that

There are no other temples,
mosques or places of worship
in the neighbourhood
of the proposed site
and that the erection of
this temple will not interfere
with the rights of other
Sectarians. In these
circumstances, the Govt
are pleased to sanction
the Dy. commrs. recommendation
for the construction of the temple and the
shops as prayed for
by Sirgeri Ranjappa

DBV

AV 10/3/08

13/3/08

To, 10/3/08 Secretary.
The Secretary to Govt, Revenue Dept.
The Dy. commissioner, Revenue Depts.
Kanara Dist. returning
the records.